

APPROVED: Meeting No. 46-87

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ATTEST: *Helen M. Heneghan*

MAYOR AND COUNCIL
ROCKVILLE, MARYLAND
MEETING NO. 44-87

December 7, 1987

The Mayor and Council of Rockville Maryland convened in General Session in the Council Chamber, Rockville City Hall, Maryland Avenue at Vinson Street, Rockville, Maryland on Monday, December 7, 1987, at 8:00 p.m.

PRESENT

Mayor Douglas M. Duncan

Councilman Steve Abrams

Councilman James Coyle

Councilwoman Viola Hovsepian

Councilman David Robbins

The Mayor in the chair.

In attendance: City Attorney Paul Glasgow, City Clerk Helen M. Heneghan, and Acting City Manager Rick Kuckkhan.

Re: City Manager's Report

Mr. Kuckkhan reported the following:

1. On Thursday, December 10, from 6:00 pm to 9:00 pm, there will be tours at the Civic Center Mansion. On Sunday, December 13, from Noon to 4:00 pm, there will be touring and entertainment.
2. Staff met last week with Lew Roberts, Chief Administrative officer for the County. The conversation was both congenial and productive. The City and County will work toward mutual understanding and cooperation in the months ahead on the major issues that face both jurisdictions.
3. The Traffic and Transportation Commission will be submitting testimony at tomorrow night's Pike Plan public hearing. Members of the Planning Commission may be offering individual points of view. The Planning

Commission as an advisory group to the Council will not be offering collective testimony. Rather, the report represents their collective recommendation. Numerous citizens and citizen groups have signed up - we are pleased with their interest and predict a lively hearing.

4. The Awards Banquest and Employee Holiday Get-Together was very successful and went very smoothly. However, Ray Foreman was not called forward to receive his service ring. Ray has worked with the City since November 8 of 1967 in the Public Works Department. I spoke with him today and offered my apologies to this most deserving and high quality employee. Congratulations Ray Foreman.

5. The Recreation and Parks Guide for 1987/88 will be sent to households through the mail and is available at City Hall. There are 27 new, never tried before, programs, 13 of which are exclusively for seniors. Among the new programs, Project KIS, "Kids Involved With Seniors," is a pilot intergenerational program providing interaction between elementary age children and seniors. Body awareness, new day trips and spring garden preparation are but a few of the new programs we will be offering this year in addition to the vast array of ongoing programs.

6. Recreation Departments Job Fair will be held on Wednesday December 23 from 10:00 am - 2:00 pm at City Hall. This program is designed to promote positions available on a part-time basis. In fact, some positions are currently available. Parks and Recreation may be contacted for details.

7. Staff was advised this afternoon by the Maryland State Commission on Human Relations that their meeting scheduled to be held in Rockville on December 8 has been cancelled. The reason given for the cancellation was that the meeting had not been publicized sufficiently for it to be a

successful fact-finding mechanism.

The State did not indicate any plans for scheduling a meeting in Rockville in the future.

The Mayor and Council congratulated Mr. Foreman on his long service to the City.

The City Attorney noted that there had been a request from the applicant for continuance of the Public Hearing scheduled for this evening, RTH-9-87. New information has come to the applicant and the staff needs time to review it. Councilman Abrams asked if this had any impact on the public hearing, X-103-87. The City Attorney said that it would be best for the Mayor and Council to proceed with the annexation hearing.

Re: Appearance by Charles Fowley,
State of Maryland

Mr. Charles Fowley, from the office of the Secretary of State, State of Maryland, brought best wishes to the Council on behalf of Governor Schaefer and Winfield Kelly. Mr. Fowley then addressed the Council concerning intergovernmental relations. He presented a Maryland Manual and suggested that at any time the City experienced any problems, they should be in touch with his office.

Re: Approval of Minutes

On motion of Councilman Abrams, duly seconded and unanimously passed, the minutes of November 16, 1987, Meeting No. 42-87, were approved.

Re: Citizens Forum

The Mayor opened this portion of the meeting to those citizens who wished to address the Mayor and Council. There being no citizen wishing to address the Council, the Mayor closed this portion of the meeting.

Re: Award of Bid #34-88, Traffic
Signal Installation at W. Gude
Drive/Piccard Drive

Bids were opened on Tuesday, November 24, for the installation of a new traffic signal at the intersection of W. Gude Drive and Piccard Drive.

The project is intended to improve safety at an intersection where right-angle collisions have become a problem, while maintaining intersection efficiency. The new signal will feature full 12" displays, vehicle detection for most movements, and pedestrian signals on two legs of the intersection.

Four bid proposals were transmitted, not including those released to construction bid listing services. Two bids were received:

Hawkins Electric Company College Park, MD	\$42,980.00
Scott A. Duncan, Inc. Stevenson, MD	\$43,121.80
Engineer's Estimate	\$45,770.00

The small number of bids reflect the high demand and low supply currently prevalent in the traffic signal construction market. Hawkins has performed considerable traffic signal work for the City, and the company's performance has generally been excellent.

A completion date of April 15, 1988 has been scheduled for this project. Staff recommends that Bid No. 34-88 be awarded to Hawkins Electric Company for its low bid of \$42,980.00.

On motion of Councilman Abrams, duly seconded and unanimously passed, Bid #34-88, Traffic Signal Installation at W. Gude Drive/Piccard Drive, was awarded to Hawkins Electric Company in the amount of \$42,980.00 by the Mayor and Council.

Re: Decision and Instructions to
Staff re Preparation of Text
Amendment to Reduce the Number
of Planning Commissioners from
Seven to Five.

The Mayor and Council had requested that the City Attorney set forth various options available in connection with reducing the Planning Commission from seven to five members. The City Attorney suggested several options available to the Mayor and Council.

It is Mayor Duncan's opinion that the City Attorney develop a text amendment to provide that, effective January 1989, the commission would be reduced from seven to five members. Under that option, since two vacancies occur in January 1989, the vacancies would not be filled and that would automatically reduce the commission.

Councilman Abrams suggested that, although a public hearing is not necessary, the Council hold a public hearing to get the public opinion on reducing the Planning Commission and a Growth Policy Task Force, since there might be some confusion as to why the City is cutting back on Planning Commissioners, yet expanding the planning functions through a task force. The Council discussed this at length and, the consensus of the majority was that a public hearing to get citizen comments on the reduction of the Planning Commission is quite important, however, a hearing on growth policy might be premature.

On motion of Councilman Coyle, duly seconded, the Council asked the City Attorney to proceed with option two, which the Mayor outlined, which is drafting a text amendment that would be effective January 1989 to reduce the Planning Commission from seven to five.

On motion of Councilman Abrams, duly seconded and passed, motion was amended to include a work session on Growth Policy be held the same evening or sooner than the public hearing for the reduction of the Planning Commission.

Councilman Coyle's motion to draft option two, was approved as amended.

Re: Public Hearing: Annexation Petition X-102-87, requesting that the Mayor and Council expand the corporate boundaries of the City by adding 3.04155 acres of land along the north side of I-270 between Montrose Road and the New Mark Commons subdivision and placement in the O-3, Restricted Office Zone.

The Mayor and Council conducted a public hearing on Annexation Petition X-102-87, requesting that the Mayor and Council expand the corporate boundaries of the City by adding 3.04155 acres of land along the north side of I-270 between Montrose Road and the New Mark Commons subdivision and placement in the O-3 Restricted Office Zone, and heard those persons as can be found in the official transcript of the Mayor and Council. There being no other person wishing to be heard, the Mayor declared the hearing to be closed, with the record to be held open until December 18, 1987 at 5:00 p.m.

Re: Public Hearing: Annexation Petition X-103-87, requesting that the Mayor and Council expand the corporate boundaries of the City by adding 5.5 acres of land, located on the southwest side of Maryland Route 28, opposite Research Boulevard, between Hurley Drive and Hi-Wood Road, and placement in the R-90, Residential Zone.

Re: Public Hearing: Residential Townhouse Application, RTH-9-87, requesting that the Mayor and Council approve an exploratory application for 56 townhouses on 5.5 acres of land the subject of annexation petition, X-103-87, on Maryland Route 28 between Hurley Drive and Hi-Wood Road, Rockville, Maryland

The Mayor and Council conducted a joint public hearing on Annexation Petition X-103-87 and Residential Townhouse Application RTH-9-87, requesting

that the Mayor and Council expand the corporate boundaries of the City by adding 5.5 acres of land, located on the southwest side of Maryland Route 28, opposite Research Boulevard, between Hurley Drive and Hi-Wood Road, and placement in the R-90, Residential Zone, and approve an exploratory application for 56 townhouse on the land that is the subject of annexation petition X-103-87. The Mayor and Council heard those persons as can be found in the official stenographic transcript. There being no other person wishing to be heard, the Mayor declared the hearing be continued until February 1, 1988 at 8:30 p.m.

Re: Public Hearing: Map Amendment Application, M-50-87, requesting that the Mayor and Council approve a change in the zoning of 19,770 square feet of land located between Veirs Mill Road and McAuliffe Drive from the present R-60 (Residential) to C-2 (Commercial) Zone.

The Mayor and Council conducted a public hearing on Map Amendment Application, M-50-87, requesting that the Mayor and Council approve a change in the zoning of 19,770 square feet of land located between Veirs Mill Road and McAuliffe Drive from the present R-60 (Residential) to C-2 (Commercial) Zone. The Mayor and Council heard all those persons as can be found in the official stenographic transcript. There being no other person wishing to be heard, the Mayor declared the hearing closed, with the record to be left open until December 18, 1987, at 5:00 p.m.

Re: Public Hearing: Text Amendment Application, T-85-87, requesting that the text of the Zoning Ordinance be amended by adding a new subsection to alter the parking regulations for supermarkets or grocery stores that contain at least 30,000 square feet of gross leasable area.

The Mayor and Council conducted a public hearing on Text Amendment Application T-85-87, requesting that the text of the Zoning Ordinance be amended by adding a new subsection to alter the parking regulations for

supermarkets or grocery stores that contain at least 30,000 square feet of gross leasable area. The Mayor and Council heard those persons as can be found in the official stenographic transcript. There being no other person wishing to be heard, the Mayor declared the hearing closed with the record to be left open until December 18, 1987, at 5:00 p.m.

Re: FYI

1. Councilwoman Hovsepian asked for more information on the fiscal impact of the Growth Policy Plan. The Council suggested a work session on December 19th might be possible.

2. Councilwoman Hovsepian asked that the City send a representative to the Planning Work Session on the Census.

3. Councilwoman Hovsepian suggested a Work Session is needed in January on Historical District incentives and the Mayor noted a Work Session with the Cultural Arts Commission must be set up too.

4. Councilwoman Hovsepian asked for more information on the Jefferson Street extension, how many vehicles would be added if land is developed there.

5. Mayor Duncan instructed the staff to prepare an ordinance that would prohibit the storage of planes in backyards.

Re: New Business

1. Councilwoman Hovsepian asked for traffic analysis of other intersections if the Pike Plan is implemented. She suggested Veirs Mill and Route 28, Veirs Mill and Twinbrook Parkway, and Route 28 and Baltimore Road. Councilman Abrams said that the information should be available already. Mr. Kuckkhan explained that their well qualified consultants have looked at that and studied the intersections. He will ask the consultants to join the

Mayor and Council in a work session and explain the impact. Councilman Abrams agreed and said the process has been studied through dynamic models.

Re: Executive Session

On motion of Councilman Abrams, duly seconded and unanimously passed, the meeting was closed for Executive Session to discuss personnel matters.

Re: Adjournment

There being no further business to come before the Mayor and Council in Executive Session, the meeting was adjourned at 12:05 a.m., to convene again in Public Hearing on Tuesday, December 8, 1987 at 7:30 p.m. or at the call of the Mayor.